**THE HON'BLE Ms. JUSTICE G. ROHINI**

**WRIT PETITION No.17378 OF 2006**

**ORAL ORDER:**

This writ petition filed seeking a declaration that the action of the respondents in seizing and detaining petitioner's bus bearing Registration No.TN-67-X-7377 vide vehicle check report No.139456 10.8.2006, is arbitrary and illegal.

The check report dated 10.8.2006 shows that the vehicle was seized on the allegation that it was plying as contract carriage between Kaikalur and Bhimavaram, carrying 50 passengers violating permit conditions.

Having regard to the nature of the controversy involved and having heard learned Government Pleader appearing for Transport and keeping in view that the allegations are required to be enquired into by the competent authority, I deem it appropriate to direct the respondents to release the vehicle in question, subject to the condition that the petitioner deposits a sum of Rs.5,000/- (rupees five thousands only), and also furnishing an undertaking that he will not alienate, transfer, encumber or create any third party interest over the vehicle in question till final orders are passed. It is made clear that the amount deposited in pursuance of the orders of this Court shall be subject to the out come of the enquiry.

Accordingly, the writ petition is disposed of leaving it open to respondents to proceed with the enquiry in accordance with law. No costs.

**(G. ROHINI, J.)**

23rd August, 2006.
Note:
Operative portion by wire at party's cost.
Kgr

**THE HON'BLE Ms. JUSTICE G. ROHINI**

**WRIT PETITION No.17378 OF 2006**

23rd August, 2006.

Between:

M/s Angels Educational Society,
Door No.10/27, Opp. Sitaiah Gari Hotel,
Kalidini Road, Kaikalur, Krishna District,
represented by its Secretary – P. Vinod Kumar. .. Petitioner.

And

The Deputy Transport Commissioner,
Vijayawada, Krishna District and two others. .. Respondents.